

Message Text

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ORIGIN EB-07

INFO OCT-01 ARA-10 EUR-12 EA-09 NEA-10 ISO-00 INT-05 GSA-02
L-03 FEA-01 ERDA-07 AID-05 CEA-01 CIAE-00 CIEP-02
COME-00 DODE-00 FPC-01 H-02 INR-07 NSAE-00 NSC-05
OMB-01 PM-04 USIA-15 OES-06 SP-02 SS-15 STR-04
TRSE-00 ACDA-10 PA-02 PRS-01 /150 R

DRAFTED BY EB/OT/STA:GWHITE:JH
APPROVED BY EB/OT/STA:MGOLDMAN
INT:DCARTY
INT:DKOIVULA
EUR/RPE:DCASEY
ARA/ECP:WBURSON
NEA/IAI:MANDERSON
EA/EP:MHENDERSON
-----311210Z 040283 /14

R 302202Z DEC 76
FM SECSTATE WASHDC
TO AMEMBASSY ATHENS
AMEMBASSY BERN
AMEMBASSY BONN
AMEMBASSY BRASILIA
AMEMBASSY BRUSSELS
AMEMBASSY BUENOS AIRES
AMEMBASSY CANBERRA
AMEMBASSY COPENHAGEN
AMCONSUL CURACAO
AMEMBASSY DUBLIN
AMEMBASSY KINGSTON
AMEMBASSY KUALA LUMPUR
AMEMBASSY LONDON
AMEMBASSY MEXICO
AMEMBASSY NASSAU
AMEMBASSY OSLO
AMEMBASSY OTTAWA
AMEMBASSY PANAMA
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AMEMBASSY PARIS
AMEMBASSY ROME
AMEMBASSY SINGAPORE
AMEMBASSY TAIPEI
AMEMBASSY TEL AVIV
AMEMBASSY THE HAGUE

AMEMBASSY TOKYO
AMEMBASSY PORT OF SPAIN
AMEMBASSY VIENNA
AMEMBASSY WELLINGTON
AMCONSUL HAMILTON
AMCONSUL HONG KONG

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E.O. 11652: N/A

TAGS: EMIN, ENRG, US

SUBJECT: RECIPROCITY PROVISIONS OF MINERAL LEASING ACT
OF 1920

1. SECTION 1 OF THE MINERAL LEASING ACT OF 1920 (41 STAT. 437, 30 USC 181) PROVIDES THAT DEPOSITS OF COAL, PHOSPHATE, SODIUM, POTASSIUM, OIL, OIL SHALE OR GAS, AND LANDS CONTAINING SUCH DEPOSITS OWNED BY THE UNITED STATES, SHALL BE SUBJECT TO DISPOSITION UNDER THE ACT TO, "CITIZENS OF THE UNITED STATES OR TO ASSOCIATIONS OF SUCH CITIZENS, OR TO ANY CORPORATION ORGANIZED UNDER THE LAWS OF THE UNITED STATES, OR ANY STATE OR TERRITORY THEREOF...". THIS SECTION FURTHER PROVIDES THAT "CITIZENS OF ANOTHER COUNTRY, THE LAWS, CUSTOMS OR REGULATIONS OF WHICH DENY SIMILAR OR LIKE PRIVILEGES TO CITIZENS OR CORPORATIONS OF THIS COUNTRY, SHALL NOT BY STOCK OWNERSHIP, STOCK HOLDING OR STOCK CONTROL, OWN ANY INTEREST IN ANY LEASE ACQUIRED UNDER THE PROVISIONS OF THIS CHAPTER".

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2. ADDRESSEE COUNTRIES AND DEPENDENCIES ARE CURRENTLY CONSIDERED TO EXTEND RECIPROCITY UNDER THE MINERAL LEASING ACT OF 1920. U.S. DEPARTMENT OF INTERIOR PERIODICALLY REQUESTS A REVIEW OF STATUS OF RECIPROCITY UNDER THIS LEGISLATION.

3. ACTION REQUESTED: ADDRESSEE POSTS ARE REQUESTED TO CONFIRM THAT RECIPROCITY IS STILL EXTENDED IN HOST COUNTRIES OR DEPENDENCIES. DOES THE COUNTRY HAVE ANY MINERAL LEASING LAWS, CUSTOMS, OR REGULATIONS WHICH WOULD BAR U.S. CITIZENS OR CORPORATIONS FROM OWNING ANY INTEREST (STOCK OWNERSHIP, STOCK HOLDINGS, STOCK CONTROL, OR OTHER MEANS) IN ANY LEASE OF DEPOSITS OF MINERALS INCLUDING BUT NOT LIMITED TO COAL, PHOSPHATE, SODIUM, POTASSIUM, OIL, OIL SHALE, OR GAS, AND LANDS CONTAINING SUCH DEPOSITS? IF THERE ARE RESTRICTIONS ON U.S. OWNERSHIP OF MINERALS, DOES THE COUNTRY HAVE ANY PROVISIONS FOR RECIPROCAL RELAXATION OF THESE RESTRICTIONS, OR ARE CONCESSIONS

GRANTED ON CASE BY CASE BASIS?

ROBINSON

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04 MAY 2006

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